

RECEIVED FOR ENTRY

UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

MAR 26 2003

BY C Hopkins  
DEPUTY CLERK

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In re:	:	
JOHNS CREEK COAL COMPANY,	:	Chapter 11 Case No.
	:	<u>303-03962</u>
	:	
Debtor.	:	
-----X	:	
In re:	:	
JAMES RIVER COAL COMPANY,	:	Chapter 11 Case No.
	:	<u>303-04095</u>
	:	
Debtor.	:	
-----X	:	
In re:	:	
JAMES RIVER COAL SALES, INC.,	:	Chapter 11 Case No.
	:	<u>303-04096</u>
	:	
Debtor.	:	
-----X	:	
In re:	:	
JAMES RIVER COAL SERVICE COMPANY,	:	Chapter 11 Case No.
	:	<u>303-04097</u>
	:	
Debtor.	:	
-----X	:	
In re:	:	
LEECO INC.,	:	Chapter 11 Case No.
	:	<u>303-04098</u>
	:	
Debtor.	:	
-----X	:	

-----X  
In re: :  
LEECO PROCESSING COMPANY, :  
Debtor. :  
-----X

Chapter 11 Case No.

303-04699

In re: :  
BOCC HOLDING CO., INC., :  
Debtor. :  
-----X

Chapter 11 Case No.

303-04100

In re: :  
BLUE DIAMOND COAL EXPORT :  
COMPANY, :  
Debtor. :  
-----X

Chapter 11 Case No.

303-04101

In re: :  
EOLIA RESOURCES, INC., :  
Debtor. :  
-----X

Chapter 11 Case No.

303-04102

In re: :  
BLUE DIAMOND COAL COMPANY, :  
Debtor. :  
-----X

Chapter 11 Case No.

303-04103

In re: :  
LEATHERWOOD PROCESSING :  
COMPANY, :  
Debtor. :  
-----X

Chapter 11 Case No.

303-04104

-----X  
In re:

BLEDSON COAL CORPORATION,

Debtor.  
-----X

Chapter 11 Case No.

303-04165

In re:

SHAMROCK COAL COMPANY,  
INCORPORATED,

Debtor.  
-----X

Chapter 11 Case No.

303-04106

In re:

BLEDSON PROCESSING COMPANY,

Debtor.  
-----X

Chapter 11 Case No.

303-04107

In re:

BLEDSON COAL LEASING COMPANY,

Debtor.  
-----X

Chapter 11 Case No.

303-04108

In re:

JOHNS CREEK ELKHORN COAL  
CORPORATION,

Debtor.  
-----X

Chapter 11 Case No.

303-04109

-----X  
In re:

MCCOY ELKHORN COAL  
CORPORATION,

Debtor.  
-----X

Chapter 11 Case No.

303-04110

In re:

PIKE COUNTY RESOURCES, INC.,

Debtor.  
-----X

Chapter 11 Case No.

303-04111

In re:

PRIMARY ENERGIES CORPORATION,

Debtor.  
-----X

Chapter 11 Case No.

303-04112

In re:

JOHNS CREEK PROCESSING COMPANY,

Debtor.  
-----X

Chapter 11 Case No.

303-04113

In re:

BELL COUNTY COAL CORPORATION,

Debtor.  
-----X

Chapter 11 Case No.

303-04114

-----X  
In re:

HIGNITE PROCESSING COMPANY,

Debtor.  
-----X

Chapter 11 Case No.

303-04115

Judge Harrison

**ORDER PURSUANT TO BANKRUPTCY RULE 1015(b) DIRECTING  
JOINT ADMINISTRATION OF THE DEBTORS' CHAPTER 11 CASES**

Upon the motion (the "Motion")<sup>1</sup> of the debtors and the debtors in possession in the above-captioned cases (collectively, the "Debtors") for entry of an order pursuant to Bankruptcy Rule 1015(b) directing the joint administration of the Debtors' chapter 11 cases and the consolidation thereof for procedural purposes only; and upon the record of the hearing on the Motion (the "Hearing");

IT IS HEREBY FOUND AND DETERMINED THAT:

- A. The Court has jurisdiction over the Motion pursuant to sections 157 and 1334 of title 28 of the United States Code (the "Judicial Code");
- B. This is a core proceeding pursuant to section 157(b)(2) of the Judicial Code;
- C. Venue for proceedings on the Motion is proper in this district pursuant to section 1409 of the Judicial Code;
- D. Notice of the Motion and the Hearing was sufficient;
- E. Cause exists for the granting of the relief requested in the Motion; and

IT IS HEREBY ORDERED THAT:

- 1. The Motion is granted. The cases of the Debtors shall be administered jointly.

<sup>1</sup>Unless otherwise defined herein, all capitalized terms used herein shall have the meanings set forth in the Motion.

2. Parties in interest are directed to use a consolidated caption in the form annexed hereto as Exhibit "I" when filing pleadings with the Court in each of the above-captioned cases, indicating that the pleading relates to the jointly administered chapter 11 cases of "James River Coal Company, *et al.*"

3. A docket entry shall be made on the docket in each of the above-captioned cases (other than the James River Coal Company case) substantially as follows:

"An order has been entered in this case directing the procedural consolidation and joint administration of this case into the chapter 11 cases of James River Coal Company, *et al.* The docket of James River Coal Company Case No. [ ] should be consulted for all matters affecting this case."

4. Nothing contained in the Motion or this Order shall be deemed or construed as directing or otherwise affecting a substantive consolidation of the above-captioned chapter 11 cases.

ENTER this \_\_\_\_ day of March, 2003.

MAR 26 2003

  
UNITED STATES BANKRUPTCY JUDGE

APPROVED FOR ENTRY:

Gene L. Humphreys

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Gene L. Humphreys, Esq.  
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and

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Andrew L. Buck, Esq.  
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New York, NY 10017  
Telephone: (212) 326-3939  
Facsimile: (212) 755-7306

Proposed Attorneys for Debtors  
and Debtors in Possession

A copy of this order shall be mailed in accordance with  
Fed. R. Bankr. P. 2002, LBR 9013-1 and 9013-3 by:

Jennings  
☒ Debtor or Dr's Atty ☐ Atty for Movant  
☐ Trustee or Tr's Atty ☐ \_\_\_\_\_

☐ Clerk's Office only:  
☐ Chief Deputy ☐ Debtor and Dr's Atty  
☐ Financial Clerk ☐ Trustee &/or Tr's Atty  
☐ Judgment Book ☐ Movant &/or Mvt's Atty  
☐ Adversary Case ☐ All parties to agreed order  
☐ UST ☐ All parties in cert of svc  
☐ \_\_\_\_\_ ☐ All creditors

**EXHIBIT 1**

**[PROPOSED FORM OF CAPTION]**

**UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

-----X	
<b>In re:</b>	:
	:
<b>JAMES RIVER COAL COMPANY,</b>	:
<i>et al.,</i>	:
	:
	:
	:
	:
<b>Debtors.</b>	:
	:
-----X	

**Chapter 11 Case No.**

**Jointly Administered**

**Judge** \_\_\_\_\_

**[TITLE OF PLEADING OR OTHER DOCUMENT]**